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PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	James M. DAVENPORT, James N. CURTI, Barry CRANDALL and Peter W. SALTER
Serial no.	:	10/566,305
Confirmation No.	:	
Filed	:	with an effective filing date of July 27, 2004
For	:	RESPIRATORY THERAPY SYSTEM
	:	INCLUDING A NASAL CANNULA ASSEMBLY
Group Art Unit	:	3771
Examiner	:	Clinton T. OSTRUP
Docket	:	SALTER P47AUSP1

The Commissioner for Patents  
U.S. Patent & Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

## RESPONSE

Dear Sir:

This response is being filed in reply to the office action mailed September 24, 2009. In that action, the Examiner requires restriction, under 35 U.S.C. § 121, between one of the following groups of claims:

- I. Group I, claims 1-19 drawn to a nasal cannula;
- II. Group II, claims 20-28 drawn to a respiratory therapy system;
- III. Group III, claims 29-35 drawn to a method of treating a patient with a sleep disorder;
- IV. Group IV, claims 36-42 drawn to a diagnostic tool for measuring nasal cavity pressure; or
- V. Group V, claim 43, drawn to a method of using a diagnostic tool.

In response to this requirement, the Applicant elects the invention disclosed in Group I (claims 1-19) and it is requested that, without further action thereon, claims 20-43 be retained in this application pending disposition of this case and for possible filing of a divisional application(s).

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



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